

1 Keith L. Slenkovich (SBN 129793)
Keith.Slenkovich@wilmerhale.com
2 Joseph F. Haag (SBN 248749)
Joseph.Haag@wilmerhale.com
3 WILMER CUTLER PICKERING
HALE AND DORR LLP
4 950 Page Mill Road
Palo Alto, CA 94304
5 Telephone: (650) 858-6000
Facsimile: (650) 858-6100

6 William F. Lee (*pro hac vice*)
7 William.Lee@wilmerhale.com
WILMER CUTLER PICKERING
8 HALE AND DORR LLP
60 State Street
9 Boston, MA 02109
Telephone: (617) 526-6000
10 Facsimile: (617) 526-5000

11 James M. Dowd (SBN 259578)
James.Dowd@wilmerhale.com
12 WILMER CUTLER PICKERING
HALE AND DORR LLP
13 350 S. Grand Avenue, Suite 2100
Los Angeles, CA 90071
14 Telephone: (213) 443-5300
15 Facsimile: (213) 443-5400

16 *Attorneys for Plaintiff* MEDIATEK INC.

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 OAKLAND DIVISION

20 MEDIATEK INC.

21 Plaintiff,

22 v.

23 FREESCALE SEMICONDUCTOR, INC.

24 Defendant.

Civil Action No. 4:11-cv-05341 (YGR)

DECLARATION OF
MH SHIEH IN SUPPORT OF
FREESCALE SEMICONDUCTOR
INC.'S ADMINISTRATIVE MOTION
TO FILE UNDER SEAL

DEMAND FOR JURY TRIAL

1 I, MH Shieh, declare as follows:

2 1. I am an employee of MediaTek Inc. ("MediaTek"), plaintiff in the above-
3 captioned matter. My current job title is Special Assistant to the General Manager. I submit this
4 declaration in support of Freescale Semiconductor Inc.'s ("Freescale") Administrative Motion to
5 File Under Seal Freescale's Motion for Summary Judgment ("Administrative Motion") pursuant
6 to Local Rules 7-11 and 79-5. I have personal knowledge of the facts set forth in this declaration
7 and, if called to testify as a witness, could and would do so competently.

8 2. Freescale's Administrative Motion seeks to have filed under seal confidential,
9 unredacted versions of Freescale's Separate Statement of Undisputed Material Facts in Support
10 of Freescale's Motion for Summary Judgment ("Freescale's Statement"), and Exhibit 30 to
11 Freescale's Motion for Summary Judgment. Freescale's Statement and Exhibit 30 contain
12 information concerning MediaTek's acquisition of the patents-in-suit and MediaTek's
13 competition in the semiconductor marketplace.

14 3. MediaTek does not publicly disclose information concerning its patent
15 acquisitions. Instead, MediaTek protects this information as a trade secret, and takes steps to
16 ensure that this information remains confidential, including marking the information included in
17 Exhibit 30 as "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" when MediaTek
18 produced this information in this action. If this information were publicly disclosed, MediaTek's
19 competitors could use the information in Exhibit 30 to MediaTek's economic disadvantage by
20 tailoring their negotiation strategies regarding intellectual property transfers and licensing to
21 exploit MediaTek's negotiation practices.

22 4. Similarly, MediaTek does not publicly disclose information concerning its efforts
23 to compete in the semiconductor marketplace. As with information concerning patent
24 acquisitions, MediaTek protects this information as a trade secret, and has taken steps to ensure
25 that this information remains confidential, including marking the information included in
26 Freescale's Statement as "HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY" when
27 MediaTek has produced this information in this action. If this information were publicly
28

1 disclosed, MediaTek's competitors could use the information in Freescale's Statement to
2 MediaTek's economic disadvantage by adjusting their strategies to compete with MediaTek in
3 certain sectors of this marketplace.

4 5. The requested relief is narrowly tailored to protect the confidentiality of this
5 information. Only those portions of Freescale's Statement and Exhibit 30 that describe the
6 MediaTek's practices regarding patent acquisitions and competition in the semiconductor
7 marketplace are covered by Freescale's Administrative Motion.

8 I declare under penalty of perjury under the laws of the United States that the foregoing is
9 true and correct.

10
11 Dated: November 11, 2013

Meng-Hann Shieh

MH Shieh